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### IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF ILLINOIS WESTERN

IN RE: PRIEBE, CHARLES L. PRIEBE, PAMELA J.

CHAPTER 7 -- Liquidation

CASE NO. 08-70523 MB

Debtor(s) HONORABLE MANUEL BARBOSA

### TRUSTEE'S FINAL REPORT

To: THE HONORABLE MANUEL BARBOSA, BANKRUPTCY JUDGE FOR THE UNITED STATES BANKRUPTCY COURT, NORTHERN DISTRICT OF ILLINOIS,

WESTERN DIVISION

NOW COMES <u>BERNARD J. NATALE</u>, Trustee herein, and respectfully submits to the Court and to the United States Trustee his/her Final Report and Account in accordance with 11 U.S.C. §704(9).

- 1. The Petition commencing this case was filed on  $\underline{02/26/08}$ . The Trustee was appointed on  $\underline{02/26/08}$ . The Trustee's case bond is in the amount of  $\underline{\$0.00}$ .
- 2. The Trustee certifies that he/she has concluded the administration of this estate and has performed the duties enumerated in Section 704 of the Bankruptcy Code. The nonexempt assets of the estate have either been converted to cash, disposed of under orders of this Court, or are sought to be abandoned by the Trustee; there is no other property belonging to the estate; there are no matters pending or undetermined; claims have been reviewed; and all claim objections have been resolved to the best of the Trustee's knowledge. The Trustee has not found it advisable to oppose the Debtor(s) discharge. The Trustee certifies that this estate is ready to be closed. The tasks performed by the Trustee are set forth on Exhibit A.
- 3. The disposition of estate property is set forth in Exhibit B. The scheduled value of property abandoned is 0.00. The property abandoned, or sought to be abandoned, along with the reasons for

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such abandonment, is described in Exhibit B.

4.	A summary of the Trustee's Final Report as of 09/03/200	08 is as	follows:	
	a. RECEIPTS (See Exhibit C)	\$	155,860.87	
	b. DISBURSEMENTS (See Exhibit C)	\$	144,566.70	
	c. NET CASH available for distribution	\$	11,294.17	
	d. TRUSTEE/PROFESSIONAL COSTS			
	1. Trustee compensation requested (See Exhibit	\$	5,468.04	
E)***	SEE			
	NOTE			
	2. Trustee Expenses (See Exhibit E)	\$	0.00	
	3. Compensation requested by attorney or other			
	professionals for trustee (See Exhibit F) *** SEE	\$	5,212.54	
NOTE	E			
	e. Illinois Income Tax for Estate (See Exhibit G)	\$		
5.	The Bar Date for filing unsecured claims expired on <u>07//</u>	25/08. T	The DIP report was filed on	l
N/A.	The Bar Date for filing DIP claims expired on N/A.			
6.	All claims filed in this case with the Clerk of the Bankru	ptcy Co	urt have been reviewed by t	he
Truste	e. The actual dollar amount of claims allowed and/or red	quested	for this estate is as follows:	
	a. Allowed unpaid secured claims	\$	0.00	
-1-!	b. Chapter 7 Administrative and 28 U.S.C. §1930	\$	10,680.58	
claims	SEE NOTE			
	c. Allowed Chapter 11 Administrative Claims	\$	0.00	
	d. Allowed priority claims	\$	6,192.74	
	e. Allowed unsecured claims	\$	41,887.73	
	f. Surplus return to debtor	\$	0.00	

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7. Trustee proposes that unsecured creditors receive a distribution of 0.00% of allowed claims.

8. Total fees and expenses previously awarded to Trustee's counsel, accountant or other

professional was \$0.00. Trustee's attorneys, accountants, or other professionals fees and expenses

requested but not yet allowed is \$5,212.54\*\*\*. The total of Chapter 7 professional fees and

expenses requested for final allowance is \$5,212.54\*\*\*.

9. A fee of \$2,200.00 was paid to Debtor's counsel for services rendered in connection with this

case, and no basis appears to request an examination of those fees pursuant to 11 U.S.C. §329.

10. A fee of \$0.00 was paid to a bankruptcy petition preparer for services rendered in connection

with this case, and no basis appears to request an examination of these fees pursuant to 11 U.S.C.

§110(h)(3).

**WHEREFORE**, the Trustee certifies under penalty of perjury that the above statements are

true and correct and requests the Court to provide for notice and a hearing pursuant to 11 U.S.C.

§§330(a), 502(b) and 503(b). The Trustee further requests that the Court award final compensation

and reimbursement of expenses and make final allowances of the administrative claims and expenses

stated in this Report and for such other relief as the Court shall deem proper.

Dated: September 4, 2008

RESPECTFULLY SUBMITTED,

By:/s/BERNARD J NATALE

BERNARD J. NATALE, Trustee BERNARD J NATALE, LTD

6833 STALTER DRIVE

SUITE 201

ROCKFORD, IL 61108

Telephone # (815) 964-4700

\*\*\* THE TRUSTEE HAS VOLUNTARILY TAKEN A REDUCTION IN HIS COMPENSATION FOR THIS CASE.

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\*\*\* THE ATTORNEY HAS VOLUNTARILY TAKEN A REDUCTION OF HIS FEES IN THIS CASE.

#### TASKS PERFORMED BY TRUSTEE - CHARLES & PAMELA PRIEBE

The trustee conducted a first meeting of creditors. An initial report of trustee in an asset case was requested. Estate records were maintained. Throughout case administration annual reports have been prepared for the U S Trustee.

Production requests were made, received and reviewed as affecting case administration which resulted in an avoidance action to set aside a judgment lien which then resulted in net equity for the benefit of the estate in the debtor's homestead.

Claims were examined.

A final report was prepared. Upon approval of the report, distribution will be made to creditors. Thereafter, a final account will be prepared to close the case file.

# Form 1 Individual Estate Property Record and Report Asset Cases

Case Number: 08-70523 MB

PRIEBE, CHARLES L.

PRIEBE, PAMELA J.

**Period Ending:** 09/03/08

Case Name:

Trustee: (330370) BERNARD J. NATALE

**Filed (f) or Converted (c):** 02/26/08 (f) **§341(a) Meeting Date:** 03/27/08 **Claims Bar Date:** 07/25/08

	1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property) Ref. #		Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property <u>Abandoned</u> OA=§554(a) abandon. DA=§554(c) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	Primary Property -412 Redman Way, Poplar Grove	124,000.00	18,963.00		153,356.36	FA
2	Cash on hand	20.00	0.00	DA	0.00	FA
3	Checking Account # 0200383651 National City	300.00	0.00	DA	0.00	FA
4	Account # ???	5.00	0.00	DA	0.00	FA
5	Misc. Household goods & furnishings	2,500.00	0.00	DA	0.00	FA
6	Misc. Clothing	250.00	0.00	DA	0.00	FA
7	Clothing	250.00	0.00	DA	0.00	FA
8	Refund of Tax Return ??? OWED \$2100	0.00	0.00	DA	0.00	FA
9	Receiving Inheritance from Aunt's Estate. Estate	1,000.00	0.00	DA	0.00	FA
10	1994 - Dodge Duster (Does Not Run)	0.00	0.00	DA	0.00	FA
11	1999 - Suzuki Grand Vitara TRUSTEE CURRENT VALUE IS \$0 BECAUSE DEBTORS PROVIDED LIST OF \$2900+ OF REPAIRS THAT NEED TO BE DONE ON VEHICLE.	4,025.00	1,225.00	DA	0.00	FA
12	2005 - Chrysler PT Cruiser TRUSTEE VALUE WAS DISCOUNTED BY THE LIST OF REPAIRS NEEDED TO BE DONE TO VEHICLE.	8,300.00	5,000.00		2,500.00	FA
13	Time Share Casa Ybel Beach & Rac Club	Unknown	1.00	DA	0.00	FA

Page: 1

Form 1 Page: 2

### **Individual Estate Property Record and Report Asset Cases**

Case Number: 08-70523 MB **Trustee:** (330370)

BERNARD J. NATALE

PRIEBE, CHARLES L. Case Name:

Filed (f) or Converted (c): 02/26/08 (f)

PRIEBE, PAMELA J.

03/27/08 §341(a) Meeting Date:

Period Ending: 09/03/08

Claims Bar Date: 07/25/08

(Scheduled And Unscheduled (u) Property)  Unscheduled Values  Unscheduled Value Determined By Trustee, OA=§554(a) abandon. Unscheduled Values  Unscheduled Values  Unscheduled Value Determined By Trustee, OA=§554(a) abandon. Unscheduled Values  Unscheduled Values  Unscheduled Value Determined By Trustee, OA=§554(a) abandon. Unscheduled Values  U		1	2	3	4	5	6
	Ref.#	(Scheduled And Unscheduled (u) Property)	Unscheduled	(Value Determined By Trustee, Less Liens, Exemptions,	<u>Abandoned</u> OA=§554(a) abandon.	Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Int INTEREST (u) Unknown N/A 4.51 Unkn	Int	INTEREST (u)	Unknown	N/A		4.51	Unknowr

Totals (Excluding unknown values) **Assets** \$140,650.00 \$25,189.00 \$155,860.87 \$0.00

### **Major Activities Affecting Case Closing:**

DETERMINATION PENDING FOR VALUE OF REAL ESTATE AND POSSIBLE INTEREST IN TIME SHARE.

Initial Projected Date Of Final Report (TFR): June 30, 2009

Current Projected Date Of Final Report (TFR): June 30, 2009

Form 2
Cash Receipts And Disbursements Record

Case Number: 08-70523 MB

Case Name: PRIEBE, CHARLES L.

PRIEBE, PAMELA J.

**Taxpayer ID #:** 13-7605224

Period Ending: 09/03/08

**Trustee:** BERNARD J. NATALE (330370)

Bank Name: JPMORGAN CHASE BANK, N.A.

Account: \*\*\*-\*\*\*\*57-65 - Money Market Account

Page: 1

Blanket Bond: \$552,000.00 (per case limit)

Separate Bond: N/A

1	2	3	4			5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Trans	saction	T-Code	Receipts \$	Disbursements \$	Money Market Account Balance
06/19/08	{12}	ROCKFORD TITLE COMPANY	AUTO		1129-000	2,500.00		2,500.00
06/19/08		ROCKFORD TITLE COMPANY	REAL ESTATE SALE PROCE	EDS		7,424.47		9,924.47
	{1}		Sale of 412 Redman Way	153,356.36	1110-000			9,924.47
		Countrywide Home Loan	Payoff of 1st Mortgage	-60,980.20	4110-000			9,924.47
		Citifinancial	Payoff of 2nd Mortgage	-36,727.54	4110-000			9,924.47
		Candlewick Lake Association	Association Dues and Reserves	-918.00	2990-000			9,924.47
		Charles & Pamela Priebe	Debtors' Homestead Exemption	-27,500.00	8100-002			9,924.47
			2007 Real Estate Taxes	-2,730.38	2820-000			9,924.47
			1st half of 2008 real estate taxes due in 2009	-1,335.27	2820-000			9,924.47
			Repair Credit for New Roof and other repairs	-5,200.00	2990-000			9,924.47
			6% Realtor's Commission	-9,300.00	3510-000			9,924.47
			Closing Costs	-1,008.00	2500-000			9,924.47
			Transfer Stamps	-232.50	2820-000			9,924.47
06/30/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.2400%		1270-000	0.43		9,924.90
07/31/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.2400%		1270-000	2.02		9,926.92
08/07/08		ROCKFORD TITLE COMPANY	REFUND OF PREVIOUSLY PA	AID REAL	2820-000		-1,365.19	11,292.11
08/29/08	Int	JPMORGAN CHASE BANK, N.A.	Interest posting at 0.2400%		1270-000	2.06		11,294.17

Subtotals: \$9,928.98 \$-1,365.19

Form 2
Cash Receipts And Disbursements Record

Case Number: 08-70523 MB

Case Name: PRIEBE, CHARLES L.

PRIEBE, PAMELA J.

**Taxpayer ID #:** 13-7605224

Period Ending: 09/03/08

Trustee: BERNARD J. NATALE (330370)

Bank Name: JPMORGAN CHASE BANK, N.A.

Account: \*\*\*-\*\*\*\*57-65 - Money Market Account

\$9,928.98

\$-1,365.19

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\$11,294.17

Blanket Bond: \$552,000.00 (per case limit)

Separate Bond: N/A

1	2	3	4		5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	T-Code	Receipts \$	Disbursements \$	Money Market Account Balance
			ACCOUNT TOTALS		9,928.98	-1,365.19	\$11,294.17
			Less: Bank Transfers		0.00	0.00	
			Subtotal Subtotal		9,928.98	-1,365.19	
			Less: Payments to Debtors			27,500.00	
			NET Receipts / Disbursements		\$9,928.98	\$-28,865.19	
					Net	Net	Account
			TOTAL - ALL ACCOUNTS	TOTAL - ALL ACCOUNTS		Disbursements	Balances
			MMA # ***-***57-65		9,928.98	-28,865.19	11,294.17

{} Asset reference(s) Printed: 09/03/2008 05:27 PM V.10.5

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## IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF ILLINOIS WESTERN

IN RE:	
PRIEBE, CHARLES L.	CHAPTER 7 Liquidation
PRIEBE, PAMELA J.	CASE NO. 08-70523 MB
Debtor(s)	HONORABLE MANUEL BARBOSA

### **DISTRIBUTION REPORT**

I, <u>BERNARD J. NATALE</u>, Trustee herein, certify that I have reviewed all claims filed with the Clerk of the Bankruptcy Court and have examined all orders of Court, and state that based on my review I propose to make the following distribution:

### **SUMMARY OF DISTRIBUTION:**

Secured Claims:	\$ 0.00
Chapter 7 Administrative Expenses: ***SEE NOTE	\$ 10,680.58
Chapter 11 Administrative Expenses:	\$ 0.00
Priority Claims (507(a)(2)-(a)(7)):	\$ 0.00
Secured Tax Liens:	\$ 0.00
Priority Tax Claims (507(a)(8)):	\$ 613.59
Priority Claims (507(a)(9)):	\$ 0.00
General Unsecured Claims:	\$ 0.00
TOTAL AMOUNT TO BE DISTRIBUTED:	\$ 11,294.17

The balance on hand shown above should be distributed in accordance with 11 U.S.C. §726 as follows:

a. \$10,680.58 for Chapter 7 administrative expenses allowed under \$503(b) and fees under Chapter 123 of Title 28, not previously disbursed, including the Trustee compensation and reimbursement requests as follows:

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CLAIM NUMBE R	CREDITOR	ALLOWED REQUESTE D	PROPOSED ALLOWANC E
EXP	BERNARD J. NATALE, LTD.	125.04	125.04
ATTY	BERNARD J. NATALE, LTD. *** SEE NOTE	5,087.50	5,087.50
TRTE	BERNARD J. NATALE *** SEE NOTE	5,468.04	5,468.04
		TOTAL \$	10,680.58

b. \$0.00 for Chapter 11 administrative expenses allowed under \$503(b) as follows:

CLAIM	ALLOWED	PROPOSED
NUMBE CREDITOR	REQUESTE	<b>ALLOWANC</b>
R	D	${f E}$
	TOTAL	0.00

c. \$613.59 for priority creditors, in the order specified in 11 U.S.C. \$507(a)(2)-(9), itemized as follows:

as follows.			
1. TYPE OF CLAIMS	$\mathbf{A}\mathbf{N}$	OTAL IOUNT CLAIMS	FINAL DIVIDEND%
§507(a)(2) - Gap claims arising in involuntary cases and allowed pursuant to §502(f)	\$	0.00	0.00%
CLAIM NUMBE CREDITOR R		LOWED QUESTE D AL \$	PROPOSED ALLOWANC E 0.00
2. TYPE OF CLAIMS	$\mathbf{A}\mathbf{N}$	OTAL IOUNT CLAIMS	FINAL DIVIDEND%
§507(a)(3) - Wages, salaries or commissions limited to \$4,300.00 earned within 90 days of Petition:	\$	0.00	0.00%
CLAIM NUMBE CREDITOR R		LOWED QUESTE D	PROPOSED ALLOWANC E
	TOT	AL \$	0.00

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3. TYPE OF CLAIMS		TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND%
§507(a)(4) - Contributions to Employee Benefit Funds up to the extent of \$4,000 per individual:	\$	0.00	0.00%
CLAIM NUMBE CREDITOR R		ALLOWED REQUESTE D	PROPOSED ALLOWANC E
		TOTAL \$	0.00
4. TYPE OF CLAIMS  §507(a)(5) - Farmers' and Fishermen's claims to the extent		TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND%
of \$4,300.00	\$	0.00	0.00%
CLAIM NUMBE CREDITOR R		ALLOWED REQUESTE D	PROPOSED ALLOWANC E
		TOTAL \$	0.00
5. TYPE OF CLAIMS		TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND%
507(a)(6) - Deposits by consumers to the extent of \$1,950.00 per individual:	\$	0.00	0.00%
CLAIM NUMBE CREDITOR R	Ψ	ALLOWED REQUESTE D	PROPOSED ALLOWANC E
		TOTAL \$	0.00
6. TYPE OF CLAIMS		TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND%
§507(a)(7) -Claims for alimony, maintenance or support:	\$	0.00	0.00%
CLAIM NUMBE CREDITOR R		ALLOWED REQUESTE D	PROPOSED ALLOWANC E
		TOTAL \$	0.00

7.	TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	S	FINAL DIVIDEND%
Taxes §72	4(b) - Tax Liens:	\$ 0.0	0	0.00%
CLAIM NUMBE R	CREDITOR	ALLOWED REQUESTE D		PROPOSED ALLOWANC E
		TOTAL	\$	0.00
8.	TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	S	FINAL DIVIDEND%
	- Taxes - Unsecured Tax Claims excluding			
fines and p		\$ 6,192.7	4	9.91%
CLAIM NUMBE R	CREDITOR	ALLOWED REQUESTE D		PROPOSED ALLOWANC E
4P	Department Of The Treasury	6,192.7	1	613.59
71	Department of The Treasury	TOTAL	\$	613.59
<b>9.</b> §507(a)(9)	TYPE OF CLAIMS  - Capital Commitments to FDIC, reimbursement	TOTAL AMOUNT OF CLAIMS	S	FINAL DIVIDEND%
claims et a	•	\$ 0.0	0	0.00%
CLAIM NUMBE R	CREDITOR	ALLOWED REQUESTED	Œ	PROPOSED ALLOWANC E
		TOTAL	\$	0.00

d. \$0.00 for general unsecured creditors who have filed claims allowed in the total amount of \$41,887.73, yielding a dividend of 0.00% as itemized below:

TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND%
§726(a)(2) - General Claims (To be paid <u>pro-rata</u> after costs of administration and priority claims are paid in full)	\$ 41,887.73	0.00%
CLAIM NUMBE CREDITOR R	ALLOWED REQUESTE D	PROPOSED ALLOWANC E

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1	Discover Bank/DFS Services LLC	5,350.08	3	0.00
2	LVNV Funding LLC	2,863.43	}	0.00
3	LVNV Funding LLC	280.25	j	0.00
4U	Department Of The Treasury	340.62	2	0.00
5	Recovery Management Systems Corporation	5,631.31		0.00
7	eCAST Settlement Corporation assignee of	15,349.44	ļ	0.00
8	FIA CARD SERVICES, N.A./BANK OF AMERICA	12,072.60	)	0.00
		TOTAL	\$	0.00

e.  $\$\underline{0.00}$  for tardily filed unsecured claims allowed in the total amount of  $\$\underline{0.00}$  yielding a dividend of  $\underline{0.00}$ % as itemized below:

		<b>TOTAL</b>	
		AMOUNT	FINAL
TYPE OF CLAIMS		OF CLAIMS	DIVIDEND%
§726(a)(3) - Late unsecured claims	\$	0.00	0.00%
CLAIM		ALLOWED	PROPOSED
NUMBE CREDITOR		REQUESTE	<b>ALLOWANC</b>
R		D	${f E}$
	7	TOTAL S	0.00

### f. \$0.00 for fines and penalties

TYPE OF CLAIMS		AMOUNT OF CLAIMS	D	FINAL IVIDEND%
§726(a)(4) - Fines/penalties	\$	0.00		0.00%
CLAIM NUMBE CREDITOR R		ALLOWED REQUESTE D		PROPOSED LLOWANC E
	T	OTAL	\$	0.00

### g. \$<u>0.00</u> for interest

TYPE OF CLAIMS	AMOUNT OF CLAIMS	FINAL DIVIDEND%
§726(a)(5) - Interest	\$ 0.00	0.00%
CLAIM NUMBE CREDITOR R	ALLOWED REQUESTE D	PROPOSED ALLOWANC E

TOTAL

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	TOTAL \$	0.00
h. \$0.00 Subordinated General Unsecured Claims	TOTAL	
TENDE OF CLAIMS	AMOUNT	FINAL
TYPE OF CLAIMS	OF CLAIMS	DIVIDEND%
Subordinated General Unsecured Claims	\$ 0.00	0.00%
CLAIM NUMBE CREDITOR R	ALLOWED REQUESTE D	PROPOSED ALLOWANC E
	TOTAL \$	0.00
i. \$ <u>0.00</u> to the Debtor		
TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND%
§726(a)(6) - Surplus to Debtor	\$ 0.00	0.00%
CLAIM NUMBE CREDITOR R	ALLOWED REQUESTE D	PROPOSED ALLOWANC E
	TOTAL \$	0.00
j. \$ <u>0.00</u> for secured creditors		
TYPE OF CLAIMS	TOTAL AMOUNT OF CLAIMS	FINAL DIVIDEND%
Secured Creditors	\$ 0.00	0.00%
CLAIM NUMBE CREDITOR R	ALLOWED REQUESTE D	PROPOSED ALLOWANC E
	TOTAL \$	0.00

The following claims are not included in the distribution because they have been disallowed by court order or have been withdrawn by the claimant:

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TYPE OF CLAIM	CLAIM NUMBE R	CREDITOR AND ADDRESS	A	AMOUNT OF CLAIM	/WITHDRAW
Secured	6	Illinois Title Loans, Inc. %S L Salkin - Malnik & Salkin Esq 1776 N Pine Island Rd Ste 102 Plantation, FL 33322-	\$	3,921.41	BARRED

WHEREFORE, the Trustee certifies under penalty of perjury that the above statements are true and correct.

DATE SEPTEMBER 3, 2008	/S/ BERNARD J NATALE
D:	
	BERNARD J. NATALE, Trustee

\*\*\* THE TRUSTEE HAS VOLUNTARILY TAKEN A REDUCTION IN HIS COMPENSATION FOR THIS CASE.

\*\*\* THE ATTORNEY HAS VOLUNTARILY TAKEN A REDUCTION OF HIS FEES IN THIS CASE.